

## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yasuhiko ONISHI, et al.

Serial No.: 10/735,501

Filed: 12 December 2003

SUPER-JUNCTION SEMICONDUCTOR  
DEVICE AND METHOD OF

Title: MANUFACTURING THE SAME

Group Art Unit: 2815

Examiner: M. Warren

Attorney Docket No.: FUJI:180A

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Sir:

FUJI ELECTRIC DEVICE TECHNOLOGY CO., LTD of Japan (hereafter ASSIGNEE) is the sole owner of the entire right, title, and interest in the instant application and USP 6,724,042 (hereafter "Earlier Patent") by virtue of an assignment filed concurrently herewith.

ASSIGNEE disclaims, except as provided below, the terminal part of the statutory term of a patent (hereafter "Later Patent") granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154-156, as presently shortened by any terminal disclaimer, of the Earlier Patent.

ASSIGNEE also agrees that the Later Patent is to be enforceable only for and during the period in which the Earlier and Later Patents are commonly owned. This agreement is to run with the Later Patent and is to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, however, ASSIGNEE does not disclaim any terminal part of the term of the Later Patent before the expiration of the full statutory term, as defined in 35 U.S.C. §§ 154-156, of the Earlier Patent, as shortened by any terminal disclaimer, when the

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Earlier Patent: expires for failure to pay any maintenance fee, is held unenforceable, is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or otherwise under 37 CFR §1.321, has all claims canceled by a reexamination certificate or as a result of an interference proceeding, is reissued, or is in any manner terminated, or otherwise deemed not to provide the rights conveyed by 35 U.S.C. § 154, before the expiration of its full statutory term as defined by 35 U.S.C. §§ 154-156, as shortened by any terminal disclaimer.

The undersigned is an Attorney of Record of this application.

Respectfully submitted,

ROSSI, KIMMS & McDOWELL LLP

06/09/05

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